IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL
SECOND APPEAL NO.814 OF 2006

Shri Ashok Laxman Pathre .....Appellant.

V/s

Shri Subhash Mahadeorao Nagpure ....Respondent.

Mr. Umesh Mankapure for the appellant.

None for the Respondent.

CORAM: V.M. KANADE, J.
DATE : 13th July, 2007

P.C.:

1. Heard the learned Counsel appearing on behalf of the appellant.

2. Appellant takes exception to the order passed by the Civil Judge, Senior Division, Nashik, whereby the suit filed by the appellant-plaintiff challenging heirship certificate was dismissed and which order was confirmed by the Lower Appellate Court.

3. The learned Counsel appearing on behalf of the appellant vehemently submitted that the said certificate was obtained by practicing fraud on the court and that the respondent-defendant had suppressed the material facts

while obtaining the said heirship certificate.

4. It is not possible to accept the submission made by the learned Counsel appearing on behalf of the appellant. No substantial question of law is raised in this second appeal. Hence, the second appeal is dismissed.

(V. M. KANADE, J.)